

UNITED STATES DISTRICT COURT  
OFFICE OF THE CLERK  
WESTERN DISTRICT OF PENNSYLVANIA  
P. O. BOX 1820  
ERIE, PENNSYLVANIA 16507  
WWW.PAWD.USCOURTS.GOV

CA 05-196 E

ROBERT V. BARTH, JR.  
CLERK OF COURT  
814-464-9600

IN REPLYING, GIVE NUMBER  
OF CASE AND NAMES OF PARTIES

December 23, 2005

Reginald Anderson  
EB 7303  
1100 Pike Street  
Huntingdon, PA 16654

Mr. Anderson:

This office has received your documents, they are being returned for the following reasons:

Documents that you want to file must be filed with the Clerk.

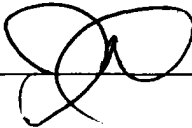
PLEASE NOTE: Any documents sent directly to a Judge will be returned by this office. These documents MUST be addressed to the Clerk's Office.

Additionally, documents must have a description, a full U.S. District Court of Western Pennsylvania case number and caption for which case you intend to file the document in.

Please remedy this before you send documents to be filed.

Very truly yours,  
Robert V. Barth, Jr.  
Clerk of Court

By



Concurr Shlup V. Delo

FORM DC-141 PART 1  
Rev 3/00COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF CORRECTIONS

A 672491

☒ MISCONDUCT REPORT ☐ OTHER ☐ DC-ADM 801 INFORMAL RESOLUTION

DC Number EB 7303	Name Anderson	Institution SCI H	Incident Time 24 Hr. Base 1700	Incident Date 8/15/05	Date of Report 8/15/05
Quarters CB	Place of Incident CB				

## OTHER INMATES OR STAFF INVOLVED OR WITNESSES (CHECK I OR W)

DC Number	Name	I	W	DC Number	Name	I	W
	COI Cates		X				
	COI Turnbaugh		X				

MISCONDUCT CHARGE OR OTHER ACTION #35 Refusing to obey an order

## STAFF MEMBER'S VERSION

Sgt.

On the above date and time I ordered inmate Anderson to turn down his radio. This was the fourth order given on this day. He was ordered twice by COI Cates and once by COI Turnbaugh. The fourth order was then given by me to turn Radio down. He was ordered to turn Radio down on 7-10-05 by Sgt. Shremaker. I then went to Anderson cell and confiscated his Radio without further incident.

CIR # A469798

## IMMEDIATE ACTION TAKEN AND REASON

Investigation No further inquiry indicated inmate intention about this report. Inappropriate for Informal Resolution due to past infractions. Radio placed in Security Locker.

## PRE-HEARING CONFINEMENT

IF YES

☐ YES

TIME

DATE

☒ NO

## FORMS GIVEN TO INMATE

☐ REQUEST FOR WITNESSES AND REPRESENTATION☒ INMATE'S VERSIONREPORTING STAFF MEMBER  
SIGNATURE AND TITLEACTION REVIEWED AND APPROVED BY  
RANKING C.O. ON DUTY SIGNATURE AND TITLE

DATE AND TIME INMATE GIVEN COPY

J. Dawes COI

[Signature] COI

DATE TIME 24 HOUR BASE

8/15/05 1816

YOUR HEARING MAY BE SCHEDULED ANY TIME AFTER

DATE

TIME

8-17-05 0800

## MISCONDUCT CATEGORY

☒ CLASS 1☐ CLASS 2

Signature of Person Serving Notice

W Turnbaugh

## NOTICE TO INMATE

You are scheduled for a hearing on the allegation on the date and time indicated or as soon thereafter as possible. You may remain silent if you wish. Anything you say will be used against you both at the misconduct hearing and in a court of law. If this matter is referred for criminal prosecution. If you choose to remain silent, the hearing committee/examiner may use your silence as evidence against you. If you indicate that you wish to remain silent, you will be asked no further questions. If you are found guilty of a Class 1 misconduct, any pre-release status you have will be removed.

WHITE — DC-15

YELLOW — Inmate


PINK — Reporting Staff Member

GOLDENROD — Deputy Superintendent Facility Management

*Concurrence Shup V. DeLo*

FORM DC-141 PART 1 Rev 3/00		COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF CORRECTIONS				A 686352	
<input type="checkbox"/> MISCONDUCT REPORT		<input type="checkbox"/> OTHER		<input checked="" type="checkbox"/> DC-ADM 801 INFORMAL RESOLUTION			
DC Number E137303	Name Anderson	Institution SCIH	Incident Time 24 Hr. Base 0940	Incident Date 11-26-05	Date of Report 11-26-05		
Quarters CB	Place of Incident CB 2008						
OTHER INMATES OR STAFF INVOLVED OR WITNESSES (CHECK I OR W)							
DC Number	Name	I	W	DC Number	Name	I	W
	K.A. Walter C.O.T.		✓				
MISCONDUCT CHARGE OR OTHER ACTION #35 Refusing to obey an order							
STAFF MEMBER'S VERSION On the above date and time inmate Anderson's radio could be heard from the CB unit desk. Anderson was warned earlier this morning about doing this, by this Sergeant. Anderson continues to do this even when ordered to stop, and after receiving misconducts. On 11-25-05 ordered to stop 11:30 AM same order. 8-1505 ordered 3X received misconduct. "672-191"							
IMMEDIATE ACTION TAKEN AND REASON Informal Resolution							
PRE-HEARING CONFINEMENT							
IF YES							
<input type="checkbox"/> YES	TIME	DATE					
<input type="checkbox"/> NO							
REPORTING STAFF MEMBER SIGNATURE AND TITLE		ACTION REVIEWED AND APPROVED BY RANKING C.O. ON DUTY SIGNATURE AND TITLE			FORMS GIVEN TO INMATE <input type="checkbox"/> REQUEST FOR WITNESSES AND REPRESENTATION <input type="checkbox"/> INMATE'S VERSION		
J. Shoemaker		[Signature]			DATE AND TIME INMATE GIVEN COPY DATE TIME 24 HOUR BASE		
YOUR HEARING MAY BE SCHEDULED ANY TIME AFTER DATE TIME		MISCONDUCT CATEGORY <input type="checkbox"/> CLASS 1 <input type="checkbox"/> CLASS 2		Signature of Person Serving Notice [Signature]			
NOTICE TO INMATE You are scheduled for a hearing on the allegation on the date and time indicated or as soon thereafter as possible. You may remain silent if you wish. Anything you say will be used against you both at the misconduct hearing and in a court of law, if this matter is referred for criminal prosecution. If you choose to remain silent, the hearing committee/examiner may use your silence as evidence against you. If you indicate that you wish to remain silent, you will be asked no further questions. If you are found guilty of a Class 1 misconduct, any pre-release status you have will be removed.							

WHITE — DC-15    YELLOW — Inmate    PINK — Reporting Staff Member    GOLDENROD — Deputy Superintendent Facility Management

<b>DC-141</b> <b>PART II B</b> <b>COMMONWEALTH OF PENNSYLVANIA</b> Rev. 6-84 <b>DISCIPLINARY HEARING REPORT</b> <b>DEPARTMENT OF CORRECTIONS</b>																		
DC Number <b>EB7303</b>	Name <b>Anderson</b>	Institution <b>HUN</b>	Hearing Date <b>12-1-05</b>	Hearing Time <b>0930</b>	No. From Part I <b>A686352</b>													
INMATE PLEA <input type="checkbox"/> Guilty <input checked="" type="checkbox"/> No Plea <input type="checkbox"/> Not Guilty <input type="checkbox"/> Other			Verdict <input checked="" type="checkbox"/> Guilty <input type="checkbox"/> Not Guilty															
<b>HEARING ACTION</b>																		
<b>CHARGES</b> Class I #35 Refusing to Obey an Order																		
<b>FINDINGS OF FACT, VERDICT, AND SANCTIONS IMPOSED</b>  Finding: Guilty.  Sanction Imposed: Reprimand and Warning.																		
<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 10%; vertical-align: top;"> <input checked="" type="checkbox"/> YES    <input type="checkbox"/> NO         </td> <td style="width: 10%; vertical-align: top;"> <input type="checkbox"/> NO         </td> <td style="width: 50%; vertical-align: top;">           The inmate has heard the decision and has been told the reason for it and what will happen.         </td> <td rowspan="4" style="width: 30%; text-align: center; vertical-align: middle;"> <b>SEE APPENDICES</b>  <input type="checkbox"/> </td> </tr> <tr> <td style="vertical-align: top;"> <input checked="" type="checkbox"/> YES    <input type="checkbox"/> NO         </td> <td style="vertical-align: top;"> <input type="checkbox"/> NO         </td> <td style="vertical-align: top;">           The circumstances of the charge have been read and fully explained to the inmate.         </td> </tr> <tr> <td style="vertical-align: top;"> <input checked="" type="checkbox"/> YES    <input type="checkbox"/> NO         </td> <td style="vertical-align: top;"> <input type="checkbox"/> NO         </td> <td style="vertical-align: top;">           The opportunity to have the inmate's version reported as part of the record was given.         </td> </tr> <tr> <td style="vertical-align: top;"> <input checked="" type="checkbox"/> YES    <input type="checkbox"/> NO         </td> <td style="vertical-align: top;"> <input type="checkbox"/> NO         </td> <td style="vertical-align: top;">           The inmate has been advised that within 15 days a request for a formal review may be submitted and that this request must contain specific reasons for the review.         </td> </tr> </table>						<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> NO	The inmate has heard the decision and has been told the reason for it and what will happen.	<b>SEE APPENDICES</b> <input type="checkbox"/>	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> NO	The circumstances of the charge have been read and fully explained to the inmate.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> NO	The opportunity to have the inmate's version reported as part of the record was given.	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> NO	The inmate has been advised that within 15 days a request for a formal review may be submitted and that this request must contain specific reasons for the review.
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NAME(S) OF HEARING EXAMINER/COMMITTEE (TYPED OR PRINTED)  <b>MS. Barbara J. Hollibaugh</b> Corrections Unit Manager			Hearing Report and all appended information must be signed. Signature indicates finished report with appendices.  <div style="text-align: center;">   <b>SIGNATURE OF HEARING EXAMINER/COORDINATOR</b> </div>															

WHITE - DC-15    YELLOW - Inmate Cited    PINK - Staff Member Reporting Misconduct    Goldenrod - Deputy Superintendent